

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 18TH DECEMBER 2007 / 27TH AGRAHAYANA 1929

Crl.MC.No. 3622 of 2007()

CC.449/2003 of JUDL. MAGISTRATE OF FIRST CLASS-III, KOZHIKODE
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PETITIONER: ACCUSED

ARIMBOOR PAPPACHAN, S/O.VELUKUTTY,
CHALUSSERY HOUSE, VADAKKUMPURAM,
ARIMBOOR POST, THRISSUR.

BY ADV. SRI.A.R.GANGADAS

RESPONDENTS:

1. I.V.SASI, S/O.CHANDU,
IRUPPAM VEEDU, WEST HILL,
KOZHIKODE.
2. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 18/12/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R. BASANT, J.

Crl.M.C.No. 3622 of 2007

Dated this the 4th day of December, 2007

ORDER

The petitioner is the first accused in a prosecution for the offence punishable under Section 420 r/w. 34 I.P.C. The crime was registered in 1999. The petitioner had surrendered before Court on 11.2.1999. Cognizance was taken and the case was registered as C.C. 66 of 2000. Thereafter the matter has been getting adjourned from time to time. The trial has already commenced, but the trial has not been completed. The case is now pending as C.C.449 of 2003 before the J.F.M.C.-III, Kozhikode.

2. The short prayer of the petitioner in this Crl.M.C. is that there may be a direction for expeditious completion of the trial. The petitioner, to be absolutely correct, must certainly have moved the learned Magistrate for an expeditious disposal. Without and before doing that he has come before this Court.

That inadequacy notwithstanding, I am of the opinion that the petitioner's prayer deserves sympathetic consideration.

3. Call for a report from the J.F.M.C.-III, Kozhikode. The learned Magistrate shall explain why the case has not been disposed of yet. The learned Magistrate shall also inform this court the probable time that is required to complete the trial and dispose of the case. I need only say that I expect the learned Magistrate to complete the trial with expedition and dispose of the matter. Await report of the learned Magistrate. Call on 17.12.2007.

(R. BASANT)
Judge

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